



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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July 18, 1995

Karen Palmer
Diamond K Gypsum
234 North 500 West
Richfield, Utah 84701

Re: Tentative Approval, Large Mining Operations Notice of Intention, Diamond K Gypsum Company, DKG Quarry (B&J Placer Claims), M/015/041, Emery County, Utah

Dear Ms. Palmer:

The Division has completed a review of your review response which was received May 30, 1995. After reviewing the additional information, *the Division is now prepared to grant tentative approval of the permit application*. A couple minor review comments are listed below under the applicable Minerals Rule heading. The comments are for clarification purposes only. Please provide a response to those comments requesting information and format your response in a similar fashion.

R647-4-110 - Reclamation Plan

110.5 Revegetation planting program:

Your May 23, 1995 response, indicates that you have concerns with the Division's January 18, 1995 recommended seedmix, and are experimenting with a seedmix that could alternatively be used. The permit application must include an acceptable revegetation seed mix before permit approval can be granted. Division and BLM approval of the recommended seedmix does not mean that it cannot be changed or revised at a later date, should site conditions and/or testplot results prove otherwise. In order to proceed with tentative approval, we will require that the Division's recommended seedmix be made part of the reclamation plan at this time. (LMK)



Page 2
Karen Palmer
M/015/041
July 18, 1995

R647-4-113 - Surety

To satisfy the requested reclamation surety amount of \$29,400, Diamond K Gypsum proposes to maintain a \$10,000 Mine Site Reclamation Bond Pledge Agreement in place with Emery County. The operator has agreed to provide this office with a Letter of Credit (LOC), payable to both the Division and BLM. In addition, we will need a letter from Emery County agreeing not to release the \$10,000 bond until we provide them with written confirmation. We are currently waiting to hear from the BLM State Office regarding the acceptable form of surety. Please contact us before proceeding with the surety paperwork. You will also need to complete the enclosed Reclamation Contract (FORM MR-RC) according to the enclosed guideline and return it along with the surety and the letter from Emery County when these documents are ready.

R647-4-116 - Public Notice & Appeals

The Division will now prepare and publish a public notice of Tentative Approval. The public notice begins a 30-day public comment period. Provided there are no comments of substance received by the Division during the public comment period, we will then present the proposed amount and form of reclamation surety to the Board of Oil, Gas and Mining for approval at their monthly briefing/hearing. After the Board approves of the surety, the Division can grant its final approval of the Large Mining permit.

Condition to final permit approval:

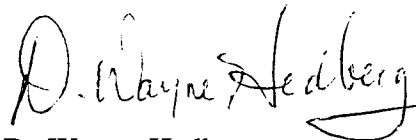
As a condition of final Division approval of the permit application, we request that you consolidate all pertinent permitting correspondence, technical information and maps which constitute the approved permit, and assemble it into one comprehensive volume. This should be submitted to the Division within 60 days of the date of final approval. This consolidated document will be a concise record of the approved mining and reclamation plan for the DKG Quarry. Presently, the permit application (mining and reclamation plan) is comprised of an initial submission and a series of subsequent written responses to technical reviews that are not tied together very well. The final approved document should be formatted so that it can be easily followed and understood by anyone who reads the plan. Ideally, the permit application would be prepared on a word processor, follow each Minerals rule heading sequentially, and include all required information under the appropriate rule subsections. Future mine plan revisions could easily be made by submitting appropriate text modifications to the originally approved word processing document. These changes, once approved by

Page 3
Karen Palmer
M/015/041
July 18, 1995

the Division, could then be directly inserted into the permit as new replacement pages. This action will assist both the operator, the Division and general public in being able to go directly to one detailed, consolidated permitting document that constitutes the approved mine plan for this operation.

If you have any questions in this regard please contact me, Tony Gallegos, or Lynn Kunzler of the Minerals Staff. Thank you for your continued cooperation and patience in completing this permitting action.

Sincerely,

A handwritten signature in cursive script that reads "D. Wayne Hedberg". The signature is written in dark ink and is positioned above the printed name.

D. Wayne Hedberg
Permit Supervisor
Minerals Regulatory Program

jb

Enclosures: Joint LOC Form, current MR-RC Form, Guideline for completing MR-RC Form

cc: Neil Simmons, BLM San Rafael RA

Bryant Anderson, Emery County Planning & Zoning

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